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11/27

(R-2013-288)

RESOLUTION NUMBER R- 307850

DATE OF FINAL PASSAGE NOV 27 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING AN AGREEMENT WITH  
LUTH & TURLEY FOR AS-NEEDED WATER AND  
SEWER CLEAN-UP AND REMEDIATION SERVICES.

WHEREAS, pursuant to Council Policy No. 400-10, the City needs to have a contractor available to quickly respond to property damage caused by water main breaks and sewer backups that are not the fault of the property owner; and

WHEREAS, in response to Request for Proposals No. 10023065-12-Y, Luth & Turley, Inc. has been selected as the firm offering the best value to the City pursuant to San Diego Municipal Code section 22.3206(a); NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is authorized to execute, for and on behalf of the City, an agreement with Luth & Turley, Inc., for cleanup and remediation services on an as-needed basis, under the terms and conditions set forth in the Agreement on file with the City Clerk as Document No. RR-

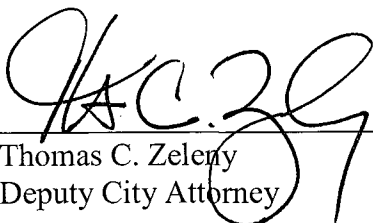
307850.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$2,000,000 for the first contract year, consisting of \$1,600,000 from Water Fund No. 700011 and \$400,000 from Municipal Sewer Fund No. 700000, solely and exclusively to provide funds for the above Agreement, provided that the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds for this expenditure are, or will be, on deposit in the City Treasury and provided that the final allocation of the \$2,000,000

between the Water and Municipal Sewer Funds be adjusted to reflect the actual proportionate share of damages caused by water main breaks and sewer backups, respectively.

BE IT FURTHER RESOLVED, that the Mayor or his designee is authorized to exercise up to four one-year options to renew the Agreement with Luth & Turley, Inc. in an amount not to exceed \$2,000,000 each option year, provided that sufficient funding for each option year is included in the approved City budget each fiscal year, and provided that the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds for this expenditure are, or will be, on deposit in the City Treasury.

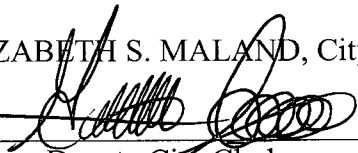
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Thomas C. Zelepy  
Deputy City Attorney

TCZ:mb  
10/24/12  
Or.Dept:Risk  
Doc.No:461001

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of 11/27/12.

ELIZABETH S. MALAND, City Clerk

By   
Deputy City Clerk

Approved: 11-27-12  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor